

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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Calico Patrice Allard,

Case No. 23-CV-3724 (JMB/ECW)

Petitioner,

v.

**ORDER ON REPORT AND  
RECOMMENDATION**

Federal Bureau of Prisons and Waseca  
FCI,

Respondents.

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This matter is before the Court on the Report and Recommendation (R&R) of United States Magistrate Judge Elizabeth Cowan Wright. (Doc. No. 9.) The R&R recommends that Petitioner Calico Patrice Allard’s petition for Writ of Habeas Corpus under under 28 U.S.C. § 2241 (Doc. No. 1) be denied and the matter be dismissed without prejudice because claims 1 and 4 are moot, claim 2 is not ripe, and because this Court lacks subject matter jurisdiction over claim 3. Allard filed a response to the R&R stating that she “understand[s] and accept[s] the reasons for denial.” (Doc. No. 10.) Allard did not raise any objections to the R&R in her response. (*Id.*)

In the absence of timely objections, the Court reviews the Report and Recommendation for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996). Finding no clear error, and based upon all the files, records, and proceedings in the above-captioned matter, IT IS HEREBY ORDERED THAT:

1. The Report and Recommendation (Doc. No. 9) is ADOPTED;
2. Petitioner Calico Patrice Allard's request for habeas corpus relief under 28 U.S.C. § 2241 (Doc. No. 1) is DENIED; and
3. This action is DISMISSED WITHOUT PREJUDICE.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: February 21, 2024

/s/ Jeffrey M. Bryan  
Judge Jeffrey M. Bryan  
United States District Court